



PATENT

Attorney Docket No.: 50623.00103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3763

#19

In re Application of: Jeffrey A. Steward et al.	Examiner: L. Thanh
Serial No.: 09/475,548	Art Unit: 3763
Filed: December 30, 1999	
Title: Medical Assembly With Transducer For Local Delivery Of A Therapeutic Substance And Method Of Using Same	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

WITHDRAWAL OF HOLDING OF ABANDONMENT

This petition responds to the Notice of Abandonment dated October 21, 2003.

This Notice of Abandonment states that the application was abandoned in view of Applicants' failure to timely file a proper reply to the office letter mailed on February 20, 2002. Applicants responded to this Office Action on March 13, 2002, and received the postcard filing receipt for this response from the U.S. Patent Office on April 4, 2002. Apparently, an error at the U.S. Patent Office resulted in this response not being correctly associated with its corresponding file, because the file currently does not contain the response.

Applicants have attached a copy of the postcard filing receipt, the Express Mail receipt, and a copy of the Office Action response, as filed. Note that the postcard filing receipt lists an Express Mail number that matches the Express Mail number attached to

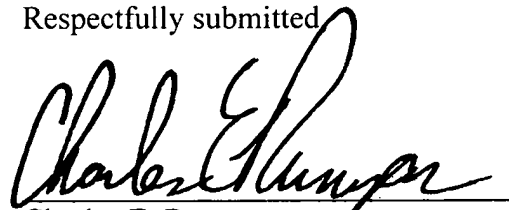
the Office Action response. Applicants believe that the copy of the postcard filing receipt is sufficient evidence to show that Applicants timely responded to the outstanding Office Action and that the U.S. Patent Office received the response.

Applicants request that the holding of abandonment in this case be withdrawn. Applicants also request that the Office Action response be considered and that prosecution resume in this application.

Applicants do not believe that a fee is due for this petition. But if a fee is due, the Commissioner is authorized to charge any necessary fee to Deposit Account Number 07-1850.

If I can be of any assistance, please contact me.

Respectfully submitted


Charles E. Runyan
Attorney for Applicants
Reg. No. 43,066

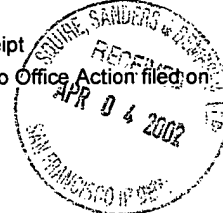
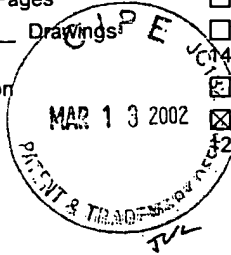
Date: 17 December 2003

Squire, Sanders & Dempsey L.L.P.
One Maritime Plaza
Suite 300
San Francisco, CA 94111
Facsimile (415) 393-9887
Telephone (415) 954-0235
crunyan@ssd.com

Date Mailed: March 13, 2002 | By: CKK:dal | Docket No.: 50623.00103
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Applicants: Jeffrey A. Steward et al.
Title: Medical Assembly With Transducer For Local Delivery Of A Therapeutic Substance And Method Of Using Same

The following has been received in the U.S. Patent Office on the date stamped hereon:

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| <input type="checkbox"/> Patent Application ___ Pgs. | <input type="checkbox"/> Preliminary Amendment ___ Pgs. |
| <input type="checkbox"/> Drawings Informal ___ Sheets | <input type="checkbox"/> Petition for Extension of Time |
| <input checked="" type="checkbox"/> Deposit Account Authorization 07-1850 | <input checked="" type="checkbox"/> Certificate of Mailing |
| <input type="checkbox"/> Power of Attorney by Assignee of Entire Interest (executed) | <input type="checkbox"/> Transmittal Letter (IN DUPLICATE) |
| <input type="checkbox"/> Notice of Change of Address | <input checked="" type="checkbox"/> Response to Office Action Dated 2/20/02 |
| <input type="checkbox"/> Verified Statement Claiming Small Entity Status | <input checked="" type="checkbox"/> Express Mail Label No. EL 926593566 US |
| <input type="checkbox"/> Continued Prosecution Application (§1.53(d)) | <input type="checkbox"/> Request to Amend Drawings |
| <input type="checkbox"/> Provisional Application ___ Pages | <input type="checkbox"/> Copy of PTO-1533, Notice to File Missing Parts |
| <input type="checkbox"/> Design Application ___ Pages ___ Drawings | <input type="checkbox"/> Supplemental Info. Disclosure Statement & PTO-01449/Refs: |
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